



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/803,375	03/17/2004	Scott Lucas	CRM-3 CONT	5480
<div>1473 7590 09/12/2007</div> <div>ROPES & GRAY LLP PATENT DOCKETING 39/361 1211 AVENUE OF THE AMERICAS NEW YORK, NY 10036-8704</div>				
			<div>EXAMINER</div> <div>BIBBEE, JARED M</div>	
			<div>ART UNIT</div> <div>2161</div>	<div>PAPER NUMBER</div>
			<div>MAIL DATE</div> <div>09/12/2007</div>	<div>DELIVERY MODE</div> <div>PAPER</div>

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/803,375

Applicant(s)

LUCAS ET AL.

Examiner

Jared M. Bibbee

Art Unit

2161

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 05 July 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 58-97 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 58-97 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>8/30/2007</u> . | 6) <input type="checkbox"/> Other: _____ |

Art Unit: 2161

DETAILED ACTION

Response to Amendment

1. This Office Action has been issued in response to amendment filed on 5 July 2007. Claims 58-97 are pending. Applicants' arguments have been carefully and respectfully considered in light of the instant amendment and are persuasive, with respect to the rejection under 35 U.S.C. 101 and 112. After further consideration of the claims, Examiner has found relevant prior art. Accordingly, this action has been made NON-FINAL.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 58-97 are rejected under 35 U.S.C. 102(b) as being anticipated by Pinard et al (US 6,075,851).

With respect to independent claim 58, Pinard teaches a method for mapping one or more individuals associated with a user to an object, the method comprising:

- storing in a profile database keyphrases that are associated with the one or more individuals associated with the user (*see column 3, lines 1-8*);
- providing the user access to the object (*see column 3, lines 16-31*);
- identifying one or more keyphrases in the object that match keyphrases stored in the profile database (*see column 3, lines 48-54*);

Art Unit: 2161

- mapping the object to the one or more individuals associated with the user (*see column 3, lines 9-15 and column 4, lines 25-39*); and
- displaying a list of individuals mapped to the object (*see column 4, lines 40-48*).

With respect to dependent claim 59, Pinard further teaches providing the user with an opportunity to transmit the object to one or more individuals from the list of individuals associated with the object (*see column 4, lines 49-55*).

With respect to dependent claim 60, Pinard further teaches storing the object in a memory (*see column 3, lines 42-43*); and interfacing the memory with a communication application when transmitting the object to the one or more individuals (*see column 4, lines 49-55*).

With respect to dependent claim 61, Pinard further teaches providing the user with an opportunity to add one or more keyphrases to one or more individual profiles in the profile database (*see column 3, lines 16-31 and column 4, lines 56-65*).

With respect to dependent claim 62, Pinard further teaches the object is an article (*see column 3, lines 4-8; Note the Org chart/directory*).

With respect to dependent claim 63, Pinard further teaches the object is a document (*see column 3, lines 4-8; Note the Org chart/directory*).

With respect to independent claim 64, Pinard teaches a method for allowing a user to transmit an object to one or more individuals associated with a user, the method comprising:

- storing in a profile database keyphrases that are associated with the one or more individuals associated with the user (*see column 3, lines 1-8*);
- providing the user access to the object (*see column 3, lines 16-31*);

Art Unit: 2161

- identifying one or more keyphrases in the object that match keyphrases stored in the profile database (*see column 3, lines 48-54*);
- mapping the object to the one or more individuals associated with the user (*see column 3, lines 9-15 and column 4, lines 25-39*); and
- transmitting the object to the one or more individuals to which the object was mapped (*see column 4, lines 40-55*).

With respect to dependent claims 65-67, note the discussion of claims 61-63 above, claims 65-67 are method claims corresponding to the method claims 61-63 and are rejected for the reasons set forth in the rejection of claims 61-63 above.

With respect to claims 68-73, note the discussion of claims 58-63 above, claims 68-73 are system claims corresponding to the method claims 58-63 and are rejected for the reasons set forth in the rejection of claims 58-63 above.

With respect to claims 74-77, note the discussion of claims 64-67 above, claims 74-77 are system claims corresponding to the method claims 64-67 and are rejected for the reasons set forth in the rejection of claims 64-67 above.

With respect to claims 78-83, note the discussion of claims 58-63 above, claims 78-83 are system comprising a software application implemented on a computing device (*see column 2, lines 45-65*) claims corresponding to the method claims 58-63 and are rejected for the reasons set forth in the rejection of claims 58-63 above.

With respect to claims 84-87, note the discussion of claims 64-67 above, claims 84-87 machine are system comprising a software application implemented on a computing device

Art Unit: 2161

(*see column 2, lines 45-65*) claims corresponding to the method claims 64-67 and are rejected for the reasons set forth in the rejection of claims 64-67 above.

With respect to claims 88-93, note the discussion of claims 58-63 above, claims 88-93 are machine-readable medium (*see column 2, lines 45-65*) claims corresponding to the method claims 58-63 and are rejected for the reasons set forth in the rejection of claims 58-63 above.

With respect to claims 94-97, note the discussion of claims 64-67 above, claims 94-97 are machine-readable medium (*see column 2, lines 45-65*) claims corresponding to the method claims 64-67 and are rejected for the reasons set forth in the rejection of claims 64-67 above.

Response to Arguments

Applicant's arguments with respect to claims 58-97 have been considered but are moot in view of the new ground(s) of rejection.

Applicant's arguments and amendments, see pages 1-3, filed 7/5/2007, with respect to the rejection(s) of claim(s) 58-97 under 35 U.S.C. 101 and 112 have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of a newly found prior art Pinard et al (US 6,075,851).

Conclusion

Examiner had indicated allowable subject matter in the previous office action but has withdrawn that acknowledgement due to the recently found applicable prior art. Therefore, Examiner has issued this NON-FINAL office action.

The following are suggested formats for either a Certificate of Mailing or Certificate of Transmission under 37 CFR 1.8(a). The certification may be included with all correspondence concerning this application or proceeding to establish a date of mailing or transmission under 37 CFR 1.8(a). Proper use of this procedure will result in such communication being considered as

Art Unit: 2161

timely if the established date is within the required period for reply. The Certificate should be signed by the individual actually depositing or transmitting the correspondence or by an individual who, upon information and belief, expects the correspondence to be mailed or transmitted in the normal course of business by another no later than the date indicated.

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on _____
(Date)

Typed or printed name of person signing this certificate:

Signature: _____

Registration Number: _____

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. () _____ - _____ on _____
(Date)

Typed or printed name of person signing this certificate:

Signature: _____

Registration Number: _____

Please refer to 37 CFR 1.6(d) and 1.8(a)(2) for filing limitations concerning facsimile transmissions and mailing, respectively.

Point of Contact

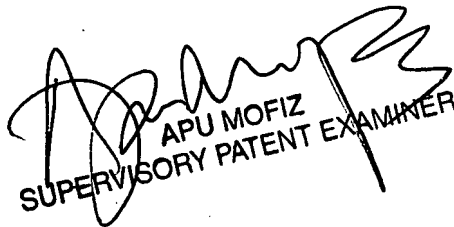
Art Unit: 2161

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jared M. Bibbee whose telephone number is 571-270-1054. The examiner can normally be reached on IFP.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Apu Mofiz can be reached on 571-272-4080. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JMB



APU MOFIZ
SUPERVISORY PATENT EXAMINER